

1837

**FIRST ADDENDUM TO VOLUNTARY AGREEMENT
BETWEEN CADILLAC ENTERPRISES, INC. (T/A SPORTSMAN'S WINE & LIQUOR),
THE MOUNT PLEASANT NEIGHBORHOOD ALLIANCE, and ANC 1-E**

This Agreement, made this 20th day of November, 2001, by and between Cadillac Enterprises, Inc. (t/a Sportsman's Wine & Liquor) and the Mount Pleasant Neighborhood Alliance ("MPNA"), and ANC 1-E.

WHEREAS Cadillac Enterprises, Inc. and MPNA signed a voluntary agreement on May 5, 1999,

WHEREAS, MPNA and ANC 1-E have each filed a protest to the renewal of the license,

WHEREAS, the parties have discussed the concerns of the neighborhood and have reached an understanding relating to the operation of the establishment,

NOW THEREFORE, in consideration of the agreements set forth herein, MPNA and ANC 1-E agree to withdraw their protest and Licensee agrees to comply with the terms of the original voluntary agreement signed May 5, 1999, except for Section (O), as well as with the terms of this Addendum as set forth herein:

- A. That in addition to MPNA, the ANC 1-E is made a party to this Agreement;
- B. That Licensee will notify MPNA and ANC 1-E of any application to transfer the license when filing such application with the Alcohol Beverage Control Board;
- C. That Licensee will comply with DC law and regulation concerning advertising and signage, including historic preservation regulations and guidelines;
- D. That licensee will not, directly or indirectly, knowingly sell or deliver alcoholic beverages to any intoxicated person, or to any person of intemperate habits, or to any person who appears to be intoxicated, and will cooperate with the Metropolitan Police and health and social service agencies to identify such persons. A person of intemperate habits shall be defined as any person arrested or cited for alcohol-related offenses by the Metropolitan Police for any alcohol-related offense three times or more in any one year and who has been so identified to the licensee by the Metropolitan Police by giving a photo and name to Licensee;
- E. For a period through the license period (April 1, 2001 to approximately March 31, 2003), or until the license renewal process is completed, Licensee shall not sell beer or malt liquor in single containers of any size. If the Board votes to eliminate the prohibition on single sales by the neighborhood Licensees, which are set to expire November 14, 2002, then this section shall no longer be in force and effect as of the same date the single sales ban expires or terminates for the other neighborhood licensees pursuant to the ABC Board's determination thereof;
- F. That Licensee will agree not to sell alcoholic beverages before 9:30 A.M. Notwithstanding the foregoing, the parties acknowledge that the Licensee has in the past and does currently open at 10:00 AM;
- G. This Voluntary Agreement will be posted in the licensee's establishment along with the license granted by the Alcohol Beverage Control Board;
- H. The licensee, as well as the ANC 1-E and MPNA shall promote the positiveness of having reached this agreement and licensee's compliance thereto within the Mount Pleasant community.

ANC IE and MPNA further agree:

- I. ANC IE and MPNA will support renewal of the Licensee's ABC license in consideration of agreement to these provisions.
- J. ANC IE and MPNA will work with the Metropolitan Police to assure protection of licensee against any action by any patron denied service.
- K. ANC IE and MPNA will work with the Metropolitan Police to eliminate illegal alcohol sale and consumption and loitering in the Commission's jurisdiction.
- L. ANC IE and MPNA will provide the signs referred to in Provision I, above.
- M. ANC IE and MPNA will meet with the Licensee at Licensee's request to discuss and resolve matters of mutual concern.
- N. Licensee shall not advertise alcohol prices on the front window.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year stated below.

For Cadillac Enterprises, Inc.

BY: Quantarius Vondas
Name: PRES
Title:
Date: 11/15/01

For the Mount Pleasant Neighborhood Alliance:

BY: [Signature]
Name: MariKa Torok
Title: President
Date: 20 - Nov - 2001

For Advisory Neighborhood Commission 1E:

BY: [Signature]
Name: JAMES WHITMAN
Title: CHAIR
Date: 11/19/2001

P.O. Box 21554 • Washington, DC 20009 • Tel. 202/246.5113
Fax: 202/265.4032

**Mount Pleasant
Neighborhood
Alliance**

Fax

To: Fred Moosally

From: Marika Torok

Fax: 202/727.9685

Pages: 4

Phone: 202/442.4355

Date: 11/20/01

Re: Cadillac Enterprises t/a Sportsman

CC:

☐ **Urgent**

☐ **For Review**

☐ **Please Comment**

☐ **Please Reply**

☐ **Please Recycle**

• **Comments:**

PLEASE SEE ATTACHMENTS.

**BEFORE
THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of:

Cadillac Enterprises, Inc.
t/a Sportsman's Wine and Liquors

Application for a Retailer's Class
A License (renewal)
at premises
3249 Mt. Pleasant Street, N.W.
Washington, D.C.

Case no. 1837-01/035P

James Whitman, Chair, on behalf of the Advisory Neighborhood Commission 1E and
Marika Torok, President, on behalf of the Mount Pleasant Neighborhood Association,
Protestants

Anastasuis G. Vondas, President, on behalf of the Applicant

BEFORE: Roderic L. Woodson, Esquire, Chair
Vera Abbott, Member
Charles Burger, Member
Laurie Collins, Member
Judy Moy, Member
Ellen Oppen-Weiner, Esquire, Member
Audrey E. Thompson, Member

ORDER A WITHDRAWN PROTEST AND VOLUNTARY AGREEMENT

The application, having been protested, came before the Board June 13, 2001 in accordance with D.C. Official Code Title 25, Section 601 (2001 Edition), which provides for protestants to be heard. James Whitman, Chair, on behalf of the Advisory Neighborhood Commission 1E, and Marika Torok, president, on behalf of the Mount Pleasant Neighborhood Alliance, filed timely protest letters.

The official records of the Board reflect that the parties have reached an agreement that has been reduced to writing and has been properly executed and filed with the Board. Pursuant to the agreement, dated November 20, 2001, the protestants have agreed to withdraw the opposition, provided, however, the Board's approval of the pending application is conditioned upon the licensee's continuing compliance with the terms of the agreement.

Cadillac Enterprises, Inc.
t/a Sportsman's Wine and Liquors
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Accordingly, it is this 19th day of December 2001, **ORDERED** that:

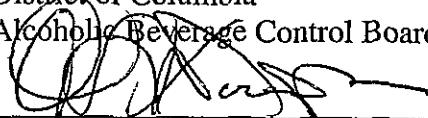
1. The opposition of James Whitman, chairperson, on behalf of the Advisory Neighborhood Commission 1E and Marika Torok, president, on behalf of the Mount Pleasant Neighborhood Alliance, be, and the same hereby, is **WITHDRAWN**;

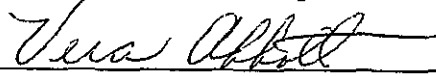
2. The application of Cadillac Enterprises, Inc. t/a Sportsman's Wine and Liquors for a retailer's class A license (renewal) located at 3249 Mt. Pleasant Street, N.W., Washington, D.C., be, and the same hereby, is **GRANTED**;

3. The above-referenced agreement between the parties, be, and the same hereby, is **INCORPORATED** as part of this Order; and

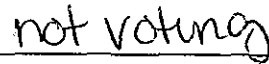
4. Copies of this Order shall be sent to the Protestants and the Applicant.

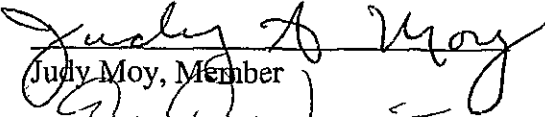
District of Columbia
Alcoholic Beverage Control Board

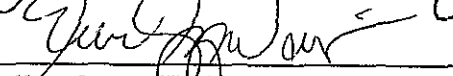

Roderic L. Woodson, Esquire, Chair

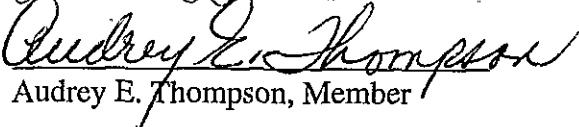

Vera Abbott, Member


Charles Burger, Member


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Judy Moy, Member


Ellen Oppenheimer, Esquire, Member


Audrey E. Thompson, Member